

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

INVESTIGATION INTO WEST KENTUCKY)
RURAL TELEPHONE COOPERATIVE CORPORATION,) CASE NO. 10058
INC.'S FAILURE TO COMPLY WITH KRS 278.020)

O R D E R

On October 16, 1987, the Commission issued an Order requiring West Kentucky Rural Telephone Cooperative Corporation, Inc., ("West Kentucky") to appear and show cause, if any it can, why it should not be subject to the penalties prescribed in KRS 278.990. That Order stated that the Commission had knowledge and belief that West Kentucky had begun construction of facilities prior to receiving certificates of public convenience and necessity.

The Commission wishes to further clarify the nature of the investigation of West Kentucky.

As indicated by the Orders in Case No. 9825, The Application of West Kentucky for a Certificate of Convenience and Necessity Authorizing it to Construct Additional Telephone Lines and Other Facilities, the Commission granted approval for portions of the construction project prior to the final approval granted on October 16, 1987; (a) On June 19, 1987, the Commission granted a certificate for the replacement of buried cable, and (b) On October 2, 1987, the Commission granted a certificate for the replacement of all central office equipment in West Kentucky's

service area. The October 2 Order specifically stated on page 4 that:


Still pending in this case is the issue of the rearrangement of WKRTCC's toll network, to include all investments in microwave equipment and any other related investments, such as microwave huts, or any other equipment designed to transport toll traffic to the Folsomdale exchange for the purpose of concentrating toll traffic in that exchange. No commitments should be made with respect to these investments pending specific Commission authorization.

(c) On October 16, 1987, the Commission granted a certificate for the construction of microwave facilities and related equipment, but it was informed and believes that construction had already commenced on the microwave project.

The Commission wishes to hear evidence at the hearing in this case concerning any and all construction of facilities which may have occurred prior to the issuance of a certificate for public convenience and necessity. This includes any construction for the replacement of buried cable prior to June 19, 1987, any construction for the replacement of central office equipment prior to October 2, 1987, and any construction of microwave facilities and related equipment prior to October 16, 1987.

BE IT SO ORDERED.

Done at Frankfort, Kentucky this 30th day of October, 1987.

PUBLIC SERVICE COMMISSION

For The Commission

ATTEST:

Executive Director